

Exhibit 8

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION**

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	CIVIL ACTION FILE
v.)	
)	NO. 1:16-CV-03088-ELR
STATE OF GEORGIA,)	
)	
Defendant.)	

**DEFENDANT’S OBJECTIONS AND RESPONSES TO
PLAINTIFF’S FIFTH REQUEST FOR PRODUCTION OF DOCUMENTS**

Defendant State of Georgia (“Defendant”) hereby responds through its counsel of record to Plaintiff’s Fifth Request for Production of Documents as follows:

GENERAL OBJECTIONS

Defendant objects to Plaintiff’s “instructions” and/or “definitions” insofar as they vary from, purport to modify or enlarge upon, or are inconsistent with the Federal Rules of Civil Procedure and/or the Local Rules.

RESPONSES TO REQUESTS FOR PRODUCTION OF DOCUMENTS

1. Data reflecting the Milestones End of Course Assessment Results for High School GNETS Students by GNETS Program for the 2018-19 and 2021-22 school years. The type of data provided should be consistent with the type of data reflected in the excel spreadsheet Bates stamped GA00336619.

RESPONSE:

Defendant objects to Request for Production 1 on the grounds that “data” is undefined and susceptible to multiple meanings. Defendant also objects to the Interrogatory to the extent that it does not impose identifiable limitations on the request for “data.” Subject to the foregoing objections, and without waiving the same, the State will provide documents it deems responsive, within the non-objectionable scope of the Request, and that are in its possession, custody, and control.

2. Data reflecting the Milestones End of Grade Assessment Results for Elementary/Middle School GNETS Students by GNETS Program and Grade Level for the 2018-2019 and 2021-2022 school years. The type of data provided should be consistent with the type of data reflected in the excel spreadsheet Bates stamped GA00336620.

RESPONSE:

Defendant objects to Request for Production 1 on the grounds that “data” is undefined and susceptible to multiple meanings. Defendant also objects to the Interrogatory to the extent that it does not impose identifiable limitations on the request for “data.” Subject to the foregoing objections, and without waiving the same, the State will provide documents it deems responsive, within the non-objectionable scope of the Request, and that are in its possession, custody, and control.

3. All analyses, reports, memoranda, presentations, recommendations, or other documents that describe the actual cost, or possible cost, to the State involving increasing access to and use of school-based behavioral health services in general education settings, including through the Georgia Apex program, to divert children from placement in GNETS. Include any documents that describe cost savings, actual or possible, that the State could achieve by maximizing available resources through Medicaid and third-party payors to fund these services in whole or in part.

RESPONSE:

Defendant objects to this request as overbroad, unduly burdensome, vague, and ambiguous particularly with respect to the phrases “analyses,” “reports,” “memoranda,” “presentations,” “recommendations,” “other documents,”

“increasing access to and use of school-based behavioral health services in general education settings,” “divert children from placement in GNETS,” “documents that describe cost savings,” and “maximizing available resources through Medicaid and third-party payors.” Defendant also objects on the grounds that Request No. 3 contains no temporal limitation, and it is therefore overly broad and unduly burdensome. Subject to and without waiving the foregoing objections, Defendant will produce any documents it deems responsive and that are within the non-objectionable scope of the request in its possession, custody, or control.

This 27th day of January, 2023.

Christopher M. Carr
Attorney General
Georgia Bar No. 112505

Annette Cowart
Deputy Attorney General
Georgia Bar No. 191199

Russell D. Willard
Senior Assistant Attorney General
Georgia Bar No. 760280

Jennifer Colangelo
Senior Assistant Attorney General
Georgia Bar No. 521320

State Law Department
40 Capitol Square, S.W.
Atlanta, Georgia 30334

/s/ Josh Belinfante
Josh Belinfante
Georgia Bar No. 047399
jbelinfante@robbinsfirm.com
Melanie Johnson
Georgia Bar No. 466756
mjohnson@robbinsfirm.com
Edward Bedard
Georgia Bar No. 926148
ebedard@robbinsfirm.com
Danielle Hernandez
Georgia Bar No. 736830
dhernandez@robbinsfirm.com
Javier Pico Prats
Georgia Bar No. 664717
jpicoaprats@robbinsfirm.com
Anna Nicole Edmondson
Georgia Bar No. 289667
aedmondson@robbinsfirm.com

Telephone: (404) 656-3357

Robbins Alloy Belinfante Littlefield LLC
500 14th Street NW
Atlanta, GA 30318
Telephone: (678) 701-9381

Alexa R. Ross
Georgia Bar No. 614986
alexaross@icloud.com
AlexaRossLaw, LLC
2657 Danforth Lane
Decatur, Georgia 30033

Special Assistant Attorneys General
Attorneys for Defendants

CERTIFICATE OF SERVICE

I hereby certify that I have this day served the within and foregoing
**DEFENDANT’S OBJECTIONS AND RESPONSES TO PLAINTIFF’S FIFTH
REQUEST FOR PRODUCTION OF DOCUMENTS** by sending it via email
addressed as follows:

Andrea Hamilton
Andrea.Hamilton@usdoj.gov

Frances Cohen
Frances.Cohen2@usdoj.gov

Kelly Gardner
Kelly.Gardner@usdoj.gov

Megan Erickson
Megan.Erickson@usdoj.gov

Victoria Lill
Victoria.Lill@usdoj.gov

Sandra Levert
Sandra.Levert@usdoj.gov

Renee Wohlenhaus
Renee.Wohlenhaus@usdoj.gov

Allison Ewers
Allison.Ewers@usdoj.gov

Michelle Tucker
Michelle.Tucker@usdoj.gov

Claire Chevrier
Claire.Chevrier@usdoj.gov

Laura Tayloe
Laura.Tayloe@usdoj.gov

Patrick Holkins
Patrick.Holkins@usdoj.gov

Aileen Bell Hughes
ABellHughes@usa.doj.gov

This 27th day of January, 2023.

/s/ Josh Belinfante
Josh Belinfante
Georgia Bar No. 047399